THE HON'BLE Mr. JUSTICE V.V.S. RAO

WEDNESDAY, THE 10TH DAY OF NOVEMBER, 2005

W.P.No. 23926 of 2005

Between:-

L.C. Vijaya Bhaskar and three others.

--Petitioners

And

The District Collector, Chittoor, Chittoor district and two others.

--Respondents

Oral order: (W.P.No. 23926 of 2005)

The petitioners are the residents of Cheruvumundarakandriga village, Puthalpattu mandal, Chittoor district. It is their grievance that the 3rd respondent has illegally dug a bore-well in survey No.998 of Vavilthota revenue village, vagu poramboke, which is also being used as burial ground poramboke. They allege that 'vagu poramboke and 'burial ground poramboke' vests in the government and the 3rd respondent has dug a bore-well at a distance of 60' (sixty feet) from the drinking water bore-well dug in survey No. 972. They represented to the District Collector, did not evoke any response. Therefore, they filed the present writ petition.

Heard. If the allegation made by the petitioners that the 3rd respondent had dug a bore well in 'vagu poromboke', which is being used as 'burial ground' is true, the same would be illegal, especially when 3rd respondent did not obtain any prior

permission, as alleged. Therefore, at this stage, it would be better for the petitioners to approach the Mandal Revenue Officer, Puthalapattu Revenue Mandal, Chittoor district and make a representation in this regard. As and when such a representation is made, the 2nd respondent shall conduct an inquiry after giving notice to the petitioners and 3rd respondent and take appropriate action in the matter. This exercise may be completed within a period of four weeks from the date of receipt of a copy of this order.

The writ petition, with the above observations and directions, is accordingly disposed of. No costs.

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V.V.S. RAO, J

Dated: 09-11-2005

Pvks/*

Nb:- Furnish c.c. in one week,

B/o pvks/*